



PRAIRIE VIEW A&M UNIVERSITY

A Member of the Texas A&M University System

November 14, 2008

Dear

As a result of your behavior on November 12, 2008, and a preliminary investigation, by Prairie View A&M University's Student Conduct Officer, and the Department of Public Safety, you have been cited with **Disorderly Conduct** which is a violation of the *Student Conduct Code Handbook*. *And this is unacceptable behavior for a Proud Panther and a Prairie View Man.*

Effective today, November 14, 2008, you are temporarily suspended from Prairie View A&M University pending the results of your Student Conduct Hearing, which will be held on November 19th and 2:30p.m

If you have questions or concerns please contact me by email at tfalbert@pvamu.edu or by phone, at 936-261-3554.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy F. Albert", written over a horizontal line.

Timothy F. Albert
Interim Student Conduct Officer

CC:



PRAIRIE VIEW A&M UNIVERSITY

A Member of the Texas A&M University System

November 21, 2008

Mr.

Dear Mr.

According to Prairie View A&M University Student Code of Conduct Handbook, and the results of the Student Conduct Hearing held on November 14, 2008, you have been found guilty of the following violations:

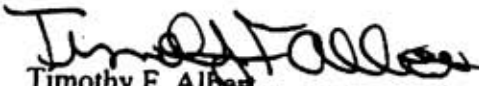
- **Disorderly Conduct:** Conduct (physical, verbal, graphic, written or electronic) that is sufficiently severe, persistent or pervasive so as to threaten an individual or limited the ability of an individual to perform their assigned duties.
- **Insubordination:** Failure to respond to an official summons from an administrative officer of the University.

Because of your actions, it has been determined that your behavior is unacceptable of a *Proud Panther and a Prairie Man*. Upon receipt of this letter you must official withdraw from the University by close of business Monday, November 24, 2008. You are officially suspended from Prairie View A&M University until the fall semester of 2009, pending your completion of a certified Anger Management Conflict Resolution Course. After completion of this course, you must present written verification that the course was completed.

If you desire to return to the University, you must submit your request in writing to the Student Conduct Officer prior to reapplying for admission. At that time, your status will be reviewed and a decision rendered.

You may request an appeal of the Student Conduct Hearing Board's decision. A written request for an appeal must be addressed to the Vice President for Student Affairs and Institutional Relations and must be submitted within five (5) class days. The appeal must be based on a specific aspect of your hearing.

Sincerely,


Timothy F. Albert
Interim Student Conduct Officer

CC: Chief Pettus
Investigator Hunt

November 24, 2008

Dr. Laretta Byars
Prairie View A&M University
Institutional Relations and Public Service

RE: Request for an Appeal

Dr. Byars,

My name is _____ and the purpose of this letter is to urgently request your assistance to appeal the decision recently made by the Student Disciplinary Board. The board met as a result of a minor miscommunication that I had with a Campus Police Officer that has been blown way out of proportion. As a result, I was arrested and detained at the Waller County Jail for almost 2 days, and I have not been allowed on the Prairie View campus since Wednesday, November 12, 2008. After such a harsh punishment, I thought the board would reach a decision that would give me a chance to complete my classes, but unfortunately I was notified just a few hours ago today that the Board has decided to suspend me from Prairie View until Fall 2009 for Insubordination and failure to respond to an official summons from an administrative officer. Needless to say, I immediately started working on this letter of appeal.

Dr. Byars, I promise you that I never refused any of the demands stated by any of the Campus Police Officers. Also, there was no physical aggression on my part. I immediately responded to every instruction received from the officers. I am still shocked by the consequences that I am up against. I have truly learned a valuable lesson and that is to show the upmost respect for authority, and to refrain from any behavior that could possibly be misinterpreted as insubordinate.

Dr. Byars, since there is less than 2 full weeks remaining in this semester, I urgently request that you allow me to complete this semester and give me an opportunity to salvage my grades. I would also like to request that my punishment be reconsidered. I have never been in any kind of trouble like this with the police. The most I have ever had is a few traffic violations. Given, my record, I think this was a very harsh punishment.

Dr. Byars, we are quickly approaching the Thanksgiving holidays and semester exams so timing is of the essence. Please consider my appeal - any assistance from you will be greatly appreciated. I would welcome the opportunity to discuss this matter further with you at your earliest convenience.

Sincerely,

REC'D NOV 24 2008

My car was parked in front of the new gym on November 12, 2008 around 12:30-1:00 pm. I was walking outside to move it and when I got to my vehicle there happened to be a cop car passing by. She rolled down her window and asked "is this your car?" i replied "yes im about to move it" and then she drove off. A car or two behind this officer was another one, Officer Thomas, she pulled up behind my car and said over the megaphone "who's car is this?" I pointed at one of my friends, she then said "you need to move your car." Still carrying on with the joke my friend opened my car and hopped in. a short time goes by and my friend hops back out and I hop in and start the car. I drive a short distance going about 10 mph, then over my radio I hear noise sounding like the megaphone Officer Thomas used earlier, so I then stop my car, roll down my window, and asked what Officer Thomas was saying. She then yelled "GO, MOVE YOUR CAR!" so I stepped on the gas and by the time I was driving alongside the babydome Officer Thomas had turned her over-heads on. I pull into the MSC parking lot and she walks up to the car and says "You do know the speed limit on campus is 20 mph?" and I replied, "You know I wasn't going 20 mph..." then Officer Thomas said "well your driving without your seatbelt, give me your DL and insurance." I reach into my glove compartment and get what she asked for, she walks off, and I roll up my window and turn my music back on. A couple minutes go by and Officer Thomas came back to the window and informed me that the insurance I gave her had expired and she told me to turn my radio down, so I did. So in the 5-10 process of me finding my insurance, another officer, Officer Baine, had came to the scene. I give Officer Thomas my new insurance, rolled up my window and turned my music on again, but as I did this Officer Baine told me to turn my radio off, I did exactly what she said. After I turned my radio off I started to roll my window up again and Officer Baine had a major issue with this. She started yellin "This nigga is rude, he gonna roll the window up in my face" Officer Thomas agreed with her that I was rude and said she was gonna have me kicked out of school. So after that we all started going at it with eachother then Officer baine started attempting to open my driver side door, then after she finally realized it was locked she reached in my car and started to press buttons on my console to unlock the car, I looked at her with a puzzled face and asked "Do you want me to open the door???" not knowing she did because she never told me to do so, she then said "Yes! Get out the car!". So I stepped out the car and she immediately place me under arrest and searched me. Walking behind her to the cop car I asked "where are you from that has you acting all hostile?" she turns around and says "IM FROM _____" i believe I then said "that don't mean shit nigga" or something along those lines. So she slaps me in my left ear and at the same time grabs it and throws me towards the cop car to my right. I ran into the cop car and as a reaction to having my hands handcuffed behind my back I couldn't stop myself from leaning over the cop car, so I lean back up with my bottom half of my body still in contact with the car, and next thing u know I get struck in the back of my head and Officer Bane says "GET UP AGAINST THE CAR!" and this forces me to lean over the car yet another

time, so now im hached over between the hood of the cop car and Officer Baine's hand, so she continually hits me in the back of my head saying "GET UP AGAINST THE CAR, GET UP AGAINST THE CAR!" I turn my head to the side and asked "do you want me to put my face on the hood or do you want me to stay like this?" she then says "STAY HOW YOU ARE!" which happened to be the same position I had been in the whole time. So after she told me that I believe I called her a jackass or something else derogative, so she then turns me around by my arms and I can see her cock her knee back to knee me in the groin area. She then did so then I was placed in the cop car.

It is November 14, 2008 1:45 pm and I am just know being able to type my statement



PRAIRIE VIEW A&M UNIVERSITY

A Member of The Texas A&M University System

December 1, 2008

Dear

Following your University Board Hearing on November 19, 2008, it was determined that you were found guilty of Disorderly Conduct and Insubordination and are **“officially suspended from Prairie View A&M University until the fall semester of 2009, pending your completion of a certified Anger Management Conflict Resolution Course. After completion of this course, you must present written verification that the course was completed.”** You submitted a written request to Appeal this decision to me as Vice President for Student Affairs and Institutional Relations which was received in my office on November 24, 2008. I later received a letter supporting your request for an Appeal from your mother dated November 26, 2008.

An Appeal must be based on some specific aspect of the previous hearing, for example unjust punishment or violation of due process. I reviewed your file, read the letter from the Hearing Board, talked with Dr. Miron Billingsley and Mr. Timothy Albert regarding your violations and have determined that your punishment was not unjust. The behavior you demonstrated to the Security Officers, the Hearing Board, Dr. Billingsley and Mr. Albert reflects a lack of respect for authority. This is further evidenced by your disregard of the notice that you are “suspended from campus until the fall semester of 2009...” and you chose to go to the Memorial Student Center. This resulted in your receiving a criminal trespass citation on November 14, 2008. These actions reveal that you have limited remorse for your actions and are not aware of the seriousness of your offenses. For these reasons, I uphold the recommendation of the Hearing Board and support your suspension.

I must admit that I was moved by your mother’s letter in support of your request for an Appeal. Her love and support for you were clearly apparent. You are blessed to have a mother that is willing to sacrifice so much to help you achieve an education. I admonish you to listen to your mother’s wise counsel and follow her instruction. Her love for you is apparent. As much as she loves you however, she can not complete school for you. You must decide that your education is important and make the sacrifices necessary to achieve it.

Prairie View A& M University is grounded in a commitment to educating students to be productive professionals and citizens in their communities. As administrators, we strive

to create a safe and positive place that encourages student learning. Students are expected to obey stated laws, follow regulations, and maintain absolute integrity and a high standard of individual honor in scholastic work and personal interactions. Your behavior does not reflect adherence to these principles.

I trust that you have learned from this experience and that you recognize the importance of abiding by University Rules and Regulations. If so, we look forward to having you back on campus following your suspension and completion of the Anger Management Class. Do not hesitate to contact me if you have any questions.

Sincerely,



Laretta F. Byars, Vice President
Student Affairs and Institutional Relations

Cc: Mr. Timothy Albert